



## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### VITREORETINAL INSTRUMENT

(Attorney Docket No. 1946) the specification of which (check one)

\_\_\_\_\_ is attached hereto.

XX was filed by an authorized person on my behalf on September 26, 2003 as Application Serial No.10/672,188.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No.

Filing Date

60/419,123

October 17, 2002

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below.

Application Serial No.

Filing Date

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint James A. Arno, Reg. No. 26,145; Gregg C. Brown, Reg. No. 30,613; Armando Pastrana, Jr., Reg. No. 44,997; Barry L. Copeland, Reg. No. 34,801; Jeffrey S. Schira, Reg. No. 34,922; Patrick M. Ryan, Reg. No. 36,263; W. David Lee, Reg. 39,743; and Teresa J. Schultz, Reg. No. 40,526 of Alcon Research, Ltd., 6201 South Freeway, Fort Worth, TX 76134, my attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

Full name of joint inventor: Steven T. Charles

Mailing Address: 6401 Poplar Avenue #190  
Memphis, TN 38119

Residence Address: 394 Winding River Circle  
Memphis, TN 38120

Inventor's Signature:

Steven T. Charles

Date:

11/8/2004

Citizenship:

U.S.A.